



PATENT APPLICATION  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# 15/D  
Lita  
12/9/02

Application of: Yamada *et al.*

) CERTIFICATE OF MAILING

) Serial No: 09/763,836

I hereby certify that this paper is being deposited with the United States Postal Service as First Class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on October 10, 2002.

) Filed: June 8, 2001

) For: Nucleic Acid Sequences and  
Methods for Enhancing  
Expression of Useful Gene

) Group Art Unit: 1636

) Examiner: Pappu, S. S.



David A. Gass  
Registration No: 38,153  
Attorney for Applicants

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DEC 05 2002

AMENDMENT IN RESPONSE TO OFFICE ACTION

TECH CENTER 1600/2900

Commissioner for Patents  
Washington, D.C. 20231

Sir:

This amendment is filed in response to an official action dated April 10, 2002, wherein claims 1-6, 8-18, and 20-46 were variously rejected under 35 U.S.C. § 102(b), 35 U.S.C. § 103, and 35 U.S.C. § 112, first and second paragraphs. Reconsideration and withdrawal of the rejection are respectfully requested in view of the following amendments and remarks. This response is timely filed with a petition for an extension of time and the requisite fee. If any additional fees are due in connection with this response, the Patent Office is authorized to charge Deposit Account No. 13-2855.

I. AMENDMENT

IN THE CLAIMS

*Please cancel claims 1-18 and 20 without prejudice.*

*Please amend claims 21-24 as follows.*